

**STATE OF ILLINOIS  
ILLINOIS LABOR RELATIONS BOARD  
STATE PANEL**

**Minutes of the State Panel Meeting  
Held on June 12, 2012**

**I. OPENING OF MEETING 11:00 A.M.—160 North LaSalle Street, S-400, Chicago, Illinois**

**II. PRESENT**

Jacalyn J. Zimmerman, Chairman of the Board; Paul Besson, Member of the Board; James Brennwald, Member of the Board; Michael Coli, Member of Board; Albert Washington, Member of the Board; Melissa Mlynski, Executive Director; Jerald S. Post, General Counsel; and staff members.

**III. APPROVAL OF MINUTES OF REGULAR MEETING HELD May 15, 2012**

Chairman Zimmerman called for approval of the minutes of the May 15, 2012 meeting. Member Brennwald moved to approve the minutes. Member Washington seconded. The Board passed the motion unanimously, by a voice vote.

**IV. ADMINISTRATIVE MATTERS**

Chairman Zimmerman asked General Counsel Post to present the State Panel administrative actions report for the period of time from May 1 to May 31, 2012. He presented the report and summarized its highlights. The Board examined the report and discussed it.

**V. BOARD ACTIONS**

**1. Case Nos. S-CA-11-120 and S-CA-11-122**

**Stephanie Birkner and Douglas Birkner/ Village of New Athens**

Chairman Zimmerman called the case. Counsel Kazanjian reviewed the issues presented by Administrative Law Judge (ALJ) Owen's Recommended Decision and Order (RDO) stating that the charge alleged, and the ALJ found, that the Respondent violated Section 10(a)(1) of the Act when it terminated Charging Parties' employment for their exercise of concerted, protective activity. Counsel Kazanjian recommended that the Board accept the ALJ's RDO. After discussion, Member Coli moved to accept Counsel Kazanjian's recommendation. Member Brennwald seconded the motion, and the Board passed it unanimously, by a voice vote.

**2. Case No. S-UC-12-034**

**Service Employees International Union, Local 73, CTW/CLC/ Secretary of State**

Chairman Zimmerman called the case. General Counsel Post reviewed the issues, stating that the RDO is granted a unit clarified petition and clarifying that a collective bargaining unit includes the entirety of employees in two job titles previously petitioned to be included in a collective bargaining unit. General Counsel Post recommended that the Board affirm the RDO with slight modification. After discussion, Member Washington moved to accept General Counsel Post's recommendation. Member Besson seconded the motion, and the Board passed it unanimously, by a voice vote.

**3. Case No. S-UC-12-036**

**Laborers' International Union of North America, Local 477/ Village of Southern View**

Chairman Zimmerman called the case, noted that no party filed exceptions to ALJ Owen's RDO and asked whether the Board wished to review the decision on its own motion. The Board declined to do so.

**4. Case No. S-CA-10-221**  
**International Union of Operating Engineers, Local 150/ Village of Oak Lawn**

Chairman Zimmerman called the case, noting that Executive Director Brosnan issued a dismissal on April 17, 2012, and an appeal had been filed. General Counsel Post reviewed the issues raised by the appeal and Charging Party's allegation that Respondent violated Sections 10(a)(4) and (1) of the Act. After review of the appeal General Counsel Post recommended that the Board accept the Executive Director's dismissal. After discussion, Member Coli made a motion to reverse the Executive Director's dismissal and issue a complaint for hearing. Member Washington seconded the motion, and the Board passed it unanimously, by a voice vote.

**5. Case No. S-CA-12-072**  
**Peter J. Wagner/ State of Illinois, Department of Central Management Services**

Chairman Zimmerman called the case, noting that Executive Director Brosnan issued a dismissal on April 18, 2012, and an appeal had been filed. General Counsel Post reviewed the issues raised by the appeal stating that Charging Party alleged Respondent had violated Sections 10(a)(1), (2) and (3) of the Act. General Counsel Post recommended that the Board accept the dismissal. After discussion, Member Besson moved to accept the Executive Director's dismissal. Member Washington seconded the motion, and the Board passed it unanimously, by a voice vote.

**6. Case No. S-CA-12-088**  
**Susan Gruberman/ St. Clair Township**

Chairman Zimmerman called the case, noting that Executive Director Brosnan issued a dismissal on February 2, 2012, and an appeal had been filed. General Counsel Post reviewed the issues raised by the appeal, stating that Charging Party alleged Respondent violated Sections 10(a) of the Act. After reviewing the appeal General Counsel Post recommended that the Board accept the Executive Director's dismissal. After discussion, Member Besson moved to reverse the Executive Director's dismissal and issue a complaint for hearing. Member Coli seconded the motion, and the Board passed it unanimously, by a voice vote.

**7. Case No. S-CB-12-016**  
**Britt Weatherford/ American Federation of State, County and Municipal Employees, Council 31**

Chairman Zimmerman called the case, noting that Executive Director Brosnan issued a dismissal on March 29, 2012, and an appeal had been filed. General Counsel Post reviewed the issues raised by the appeal, stating that Charging Party alleged that Respondent violated Section 10(b) of the Act. After reviewing the appeal General Counsel Post recommended that the Board accept the Executive Director's dismissal. After discussion, Member Washington moved to accept General Counsel Post's recommendation. Member Besson seconded the motion, and the Board passed it unanimously, by a voice vote.

**VI. OTHER BOARD MATTERS**

The Board heard and considered the fiscal and legislative reports in a joint panel meeting earlier on this date. After a short discussion regarding whether there was a need for executive session, the Board concluded that it was unnecessary at this time.

**VII. ADJOURNMENT**

Chairman Zimmerman called for a motion to adjourn. Member Coli made a motion to adjourn the meeting, and the Board passed it unanimously, by a voice vote.

**Adopted and approved by the Chairman and Members of the State Panel of the Illinois Labor Relations Board, in Chicago, Illinois, this 10<sup>th</sup> day of July, 2012.**